



Paper No. 10

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OFFICE OF PETITIONS

In re Application of
Yakov I. Levin
Application No. 09/308,913
Filed: May 26, 1999
Title: METHOD FOR INFLUENCING THE
ORGANISM

ON PETITION

This is a decision on the petition under 37 CFR 1.137(a), filed April 25, 2003, which has been treated as a petition under 37 CFR 1.181, to withdraw the holding of abandonment.

The petition is **GRANTED**.


This application became abandoned for failure to timely reply to the Office action mailed June 22, 2001. Accordingly, this application became abandoned on September 23, 2001. A Notice of Abandonment was mailed on February 13, 2002.

Petitioner asserts that a proper response was in fact timely filed in the form of an amendment on September 22, 2001. In support, Petitioner has submitted a copy of the originally filed amendment. The amendment contains an executed Certificate of Mailing under 37 CFR 1.8 dated September 22, 2001.

Accordingly, the petition is granted and the holding of abandonment is withdrawn.

The file is being forwarded to Technology Center 3700 for further examination *in due course*.

Telephone inquiries concerning this matter may be directed to the undersigned at (703) 306-9200.

A handwritten signature in black ink, appearing to read 'Ed J. Tannouse', followed by a long horizontal flourish.

Edward J. Tannouse
Petitions Attorney
Office of Petitions
United States Patent and Trademark Office